ESTTA Tracking number:

ESTTA422246 07/28/2011

Filing date:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91199706
Party	Plaintiff R.J. Reynolds Tobacco Company
Correspondence Address	William M. Bryner Kilpatrick Townsend & Stockton LLP 1001 West Fourth Street Winston-Salem, NC 27101 UNITED STATES wbryner@kilpatricktownsend.com, lamiller@kilpatricktownsend.com, jburns@kilpatricktownsend.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Laura Miller
Filer's e-mail	lamiller@kilpatricktownsend.com, wbryner@kilpatricktownsend.com, jburns@kilpatricktownsend.com
Signature	/Laura Miller/
Date	07/28/2011
Attachments	Consent Motion to Extend.pdf (3 pages)(14759 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

R.J. REYNOLDS TOBACCO COMPANY,)	
Opposer,)	Opposition No. 91199706
vs.)	Alleged Marks:
LODILLADD LIGENGING)	 SMOKING PLEASURE
CORILLARD LICENSING COMPANY, LLC,)	 SMOKING PLEASURE WITHOUT MENTHOL
Applicant.)	 NON-MENTHOL PLEASURE!

OPPOSER'S MOTION, ON CONSENT, FOR EXTENSION OF TIME TO RESPOND TO APPLICANT'S MOTION TO SUSPEND

Opposer R.J. Reynolds Tobacco Company ("Opposer"), through counsel and with the consent of counsel for Applicant Lorillard Licensing Company, LLC ("Applicant"), and for good cause shown, hereby moves for an extension of time of eight days (from August 11, 2011 to August 19, 2011) to respond to the Motion to Suspend and Brief in Support of Applicant's Motion for Suspension of Opposition (the "Motion to Suspend"), served by Applicant on July 22, 2011.

In support of this motion, Opposer states the following:

- 1. On July 22, 2011, Applicant served the Motion to Suspend on Opposer's counsel, by e-mail and First Class mail. Opposer calculates its deadline to respond to the Motion as August 11, 2011.
- 2. In the days immediately preceding Opposer's August 11 deadline, Opposer's undersigned counsel will be traveling on business unrelated to this matter. Under such

circumstances, it is submitted that good cause exists for an extension of time of eight days for Opposer to respond to the Motion to Suspend.

3. Opposer's undersigned counsel requested an extension of eight (8) days to

respond to the Motion to Suspend in correspondence to Applicant's counsel on July 22,

2011. Counsel for Applicant consented to the requested extension of time in correspondence

to Opposer's undersigned counsel on July 22, 2011.

WHEREFORE, Opposer respectfully requests that the instant motion, and the relief

requested herein, be granted.

This the 28th day of July, 2011.

/s/ William M. Bryner

William M. Bryner Laura C. Miller

KILPATRICK TOWNSEND & STOCKTON LLP

1001 West Fourth Street

Winston-Salem, NC 27101

Telephone: (336) 607-7300 Facsimile: (336) 607-7500

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

R.J. REYNOLDS TOBACCO)	
COMPANY,)	
)	
Opposer,)	Opposition No. 91199706
)	
VS.)	Alleged Marks:
)	 SMOKING PLEASURE
LORILLARD LICENSING)	 SMOKING PLEASURE
COMPANY, LLC,)	WITHOUT MENTHOL
Applicant.)	 NON-MENTHOL PLEASURE!

CERTIFICATE OF SERVICE

I hereby certify that on this day a true and correct copy of the foregoing **OPPOSER'S**MOTION, ON CONSENT, FOR EXTENSION OF TIME TO RESPOND TO

APPLICANT'S MOTION TO SUSPEND has been served, via e-mail pursuant to the parties' agreement, on the following attorney-of-record for Applicant Lorillard Licensing Company LLC:

James L. Lester, Esq. jlester@maccordmason.com MACCORD MASON PLLC P.O. Box 2974 Greensboro, NC 27402-2974

This the 28th day of July, 2011.

<u>/s/ Laura Miller</u>
Laura C. Miller
KILPATRICK TOWNSEND & STOCKTON
LLP
1001 West Fourth Street
Winston-Salem, NC 27101
Telephone: (336) 607-7300
Facsimile: (336) 607-7500